

AF/1700

# TRANSMITTAL FORM



Application Serial Number	09/156,951
Filing Date	18-Sep-98
First Named Inventor	OSTGAARD
Group Art Unit	1743
Examiner Name	Patricia K. Bex
Attorney Docket No.	CYM-025
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <ul style="list-style-type: none"> <li><input type="checkbox"/> Check Attached</li> <li><input type="checkbox"/> Copy of Fee Transmittal Form</li> </ul>	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <ul style="list-style-type: none"> <li><input type="checkbox"/> Formal Drawing(s)</li> </ul>	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <ul style="list-style-type: none"> <li><input type="checkbox"/> Appeal Brief (in triplicate)</li> </ul>
<input checked="" type="checkbox"/> Amendment/Response <ul style="list-style-type: none"> <li><input type="checkbox"/> Preliminary</li> <li><input checked="" type="checkbox"/> After Final</li> <li><input type="checkbox"/> Affidavits/declaration(s)</li> <li><input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____]</li> </ul>	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <ul style="list-style-type: none"> <li><input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)</li> </ul>	<input type="checkbox"/> Status Inquiry <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Return Receipt Postcard</li> </ul>
<input type="checkbox"/> Petition for Extension of Time	<input type="checkbox"/> Terminal Disclaimer <ul style="list-style-type: none"> <li><input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application</li> </ul>	<input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <ul style="list-style-type: none"> <li><input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8</li> </ul>
<input type="checkbox"/> Information Disclosure Statement <ul style="list-style-type: none"> <li><input type="checkbox"/> Form PTO-1449</li> <li><input type="checkbox"/> Copies of IDS Citations</li> </ul>	<input type="checkbox"/> Small Entity Statement <ul style="list-style-type: none"> <li><input type="checkbox"/> CD(s) for large table or computer program</li> </ul>	<input type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Amendment After Allowance <ul style="list-style-type: none"> <li><input type="checkbox"/> Request for Certificate of Correction</li> <li><input type="checkbox"/> Certificate of Correction (in duplicate)</li> </ul>	
<input type="checkbox"/> Sequence Listing submission <ul style="list-style-type: none"> <li><input type="checkbox"/> Paper Copy/CD</li> <li><input type="checkbox"/> Computer Readable Copy</li> <li><input type="checkbox"/> Statement verifying identity of above</li> </ul>		

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## SIGNATURE BLOCK

Respectfully submitted,

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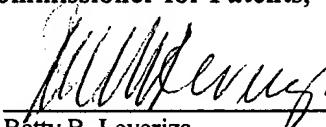
PATENT  
Attorney Docket No. CYM-025  
(2174/29)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Ostgaard et al.  
SERIAL NO.: 09/156,952 GROUP NO.: 1743  
FILING DATE: 18-Sep-98 EXAMINER: Patricia K. Bex  
TITLE: SAMPLE VIAL FOR USE IN PREPARING CYTOLOGICAL SPECIMEN

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any documents)referred to as enclosed herein, are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Box AF, Commissioner for Patents, Washington, DC 20231 on this 2nd day of April, 2002.

  
\_\_\_\_\_  
Betty B. Leveriza

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

Sir/Madam:

Submitted are:

1. Transmittal Form (1 pg.);
2. Amendment and Response under 37 C.F.R. § 1.116 (17 pgs.) with exhibits A through G; and
3. a return receipt postcard

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PATENT  
Attorney Docket No. CYM-025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Ostgaard et al.

SERIAL NO.: 09/156,952 GROUP NO.: 1743

FILED DATE: 18-Sep-98 EXAMINER: Patricia K. Bex

TITLE: *Sample Vial for Use in Preparing Cytological Specimen*

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Reply Under 37 C.F.R. § 1.116  
Expedited Procedure  
Technology Center 1700

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116**

In reply to the Office Action, Paper No. 23, mailed from the U.S. Patent and Trademark Office on February 7, 2002, for which the period of response is set to expire on May 7, 2002, Applicants respectfully request entry of this Amendment and Response.

Please amend the above-identified patent application as follows, without prejudice. In accordance with 37 C.F.R. § 1.121, attached to the end of this Amendment is a marked up version of the amended items showing all changes relative to the previous version.

IN THE CLAIMS:

Please amend the claims to read as follows:

1. (Six times amended) A sample vial for use in an automated test apparatus, the sample vial comprising:

a body comprising an outer surface, an open end, a closed end, and at least one anti-rotation lug about said body outer surface, the anti-rotation lug comprising a generally flat, longitudinally disposed surface extending radially outwardly from said body outer surface, the longitudinally disposed surface comprising a lowermost edge that is substantially perpendicular to said body

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